vss

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.2378 OF 2006
IN
SUIT NO.7026 OF 1999

Pravin Ratilal Gaglani ... Plaintiff

V/s.

Investor's Estate & Finance
Private Ltd. & Ors. ... Defendants

Mr.Abhay Redij for the Plaintiff
Mr.Snehal Shah with K.T. Latha for Defendant Nos.5, 5A, 5B, 5G, 5H, 5I, 5J, 5L, 5M, 5O & 5P

CORAM : SMT. NISHITA MHATRE, J.

DATED : AUGUST 8, 2006

P.C.:

. The second sentence in paragraph 3 of the order dated July 28, 2006 should read thus:

> "The Plaintiff will also state in the affidavit that he undertakes to hand over possession of the **transit accommodation** to the Developer and/or the Society."

2. The undertakings given by the Plaintiff in the affidavit dated 8.8.2006 accepted. The Plaintiff is allowed to withdraw the affidavit dated 1.8.2006.

3. Motion is disposed off accordingly.